



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

October 29, 2013

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

33 October 29, 2013

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Supervisors:

**AWARD OF A PUBLIC WORKS CONSTRUCTION CONTRACT
SAN GABRIEL CANYON SPREADING GROUNDS
CANAL LINING AND IMPROVEMENTS
IN THE CITY OF AZUSA
(SUPERVISORIAL DISTRICT 1)
(3 VOTES)**

SUBJECT

This action is to award a public works construction contract to LNA Concrete Structures, Inc., for San Gabriel Canyon Spreading Grounds Canal Lining and Improvements and authorize the Chief Engineer or her designee to execute a construction contract for work in the City of Azusa.

IT IS RECOMMENDED THAT THE BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT

1. Find apparent lowest two bids submitted by Southwest General Engineering, Inc., and Y & M Construction, Inc., nonresponsive for failure to use the amended Schedule of Prices that was sent with Addendum No. 1 and included additional bid items.
2. Award and authorize the Chief Engineer or her designee to execute a construction contract and establish the effective date following receipt of approved Faithful Performance and Labor and Material Bonds and insurance certificate filed by the contractor for Project ID No. FCC0001191 – San Gabriel Canyon Spreading Grounds Canal Lining and Improvements, for increasing the capacity of the intake canal, improving and modernizing the intake from the San Gabriel River into the basin, and making security upgrades to the facility, in the City of Azusa, to LNA Concrete Structures, Inc., in the amount of \$424,839.20.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to obtain approval of the project from the Board, acting as the governing body of the Los Angeles County Flood Control District (LACFCD), to award this construction contract and authorize the Chief Engineer or her designee to execute the contract and establish the effective contract date following receipt of approved Faithful Performance and Labor and Material Bonds and insurance certificate filed by the contractor for this project.

On July 30, 2013, Agenda Item 30, the Board approved the project; adopted the plans and specifications; called for bids to be received on August 27, 2013; and instructed the Executive Officer of the Board of Supervisors to advertise the project.

The enclosure includes the project description, the call for bids and bid opening date, a tabulation of bids, and financial information. The certified record of receipt of bids and the original bid proposal are also enclosed for this project.

The recommended award of the construction contract is necessary to execute a Board-directed and approved Department of Public Works project in support of operational missions. The Board's approval of the recommended contract award and the subsequent execution of the contract will ensure the timely completion of the project.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Integrated Services Delivery (Goal 3). Awarding this contract will provide improved infrastructure to better serve the public and enhance the quality of life in the affected city.

FISCAL IMPACT/FINANCING

This action will have no impact to the County General Fund.

The construction cost of \$424,839.20 is included in the Fiscal Year 2013-14 Flood Control District Fund Budget.

The enclosure includes the amount of the recommended contract as compared with the engineer's estimate, the other bids received, and more detailed fiscal and financial information.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The contract agreement will be in the form previously reviewed and approved as to form by County Counsel. The recommended contract was solicited on an open competitive basis and is in accordance with applicable Federal, State, and County requirements. The contractor is in compliance with the Chief Executive Officer's and the Board's requirements.

The award of this contract will not result in unauthorized disclosure of confidential information and will be in full compliance with Federal, State, and County regulations. This contract contains terms and conditions supporting the Board's ordinances, policies, and programs including, but not limited to: the County's Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of

Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the County's Defaulted Property Tax Reduction Program Ordinance, Los Angeles County Code, Chapter 2.206; Local Business Enterprise Preference Program, Los Angeles County Code, Chapter 2.204; and the standard Board directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the LACFCD to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the LACFCD to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the LACFCD to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by each respective contractor was considered before making this recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

ENVIRONMENTAL DOCUMENTATION

On July 30, 2013, Agenda Item 30, the Board found this project to be categorically exempt from the provisions of the California Environmental Quality Act.

CONTRACTING PROCESS

The contract was solicited on an open-competitive basis in accordance with the provisions of the State Public Contract Code.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on public works construction contracts. These rates are determined by Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and health plans for each employee.

To further increase contractor awareness of contracting opportunities with Public Works, this project was listed on the County website for upcoming bids. Public Works will review and approve the Faithful Performance and payment bonds filed by the contractor.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This construction contract will result in improved public works infrastructure in the city where the work is scheduled.

CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works, Construction Division.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER
Director

GF:JTS:ma

Enclosures

c: Chief Executive Office (Rita Robinson)
County Counsel
Executive Office
Internal Services Department (Countywide
Contract Compliance)

AWARD OF CONTRACT
October 29, 2013

PROJECT ID NO. FCC0001191 – San Gabriel Canyon Spreading Grounds Canal Lining and Improvements, (in the City of Azusa), Supervisorial District 1.

TYPE OF WORK: Increasing the capacity of the intake canal, improving and modernizing the intake from the San Gabriel River into the basin, and making security upgrades to the facility.

CALL FOR BIDS DATE: July 30, 2013 (Agenda Item 30)

BID OPENING DATE: August 27, 2013

BID SUMMARY:

Low	* LNA Concrete Structures, Inc. 15455 Tern Street Chino Hills, California 91709 (909) 393-1493	\$424,839.20
2	Atlas-Allied, Inc.	\$454,748.00
3	Yakar	\$494,941.00
4	Precision Shotcrete Innovations	\$538,087.00
5	GRFCO, Inc.	\$577,330.00
6	Ocean State Development, Inc.	\$579,074.16

* MWBE

Southwest General Engineering, Inc., submitted a bid in the amount of \$351,104 and Y & M Construction, Inc., submitted a bid in the amount of \$412,572; however, neither of these contractors used the amended Schedule of Prices that was sent with Addendum No. 1 and included additional bid items. Therefore, both bids are recommended to be rejected and considered nonresponsive as provided in the Instructions to Bidders.

FINANCIAL INFORMATION:

Amount of estimate	\$399,825.00
Amount of recommended contract	\$424,839.20
Amount of recommended contract above estimate	\$ 25,014.20

The amount of the recommended contract is 6.3 percent above the estimate.

Financing for this project is available in the Fiscal Year 2013-14 Flood Control District Fund Budget.

ENVIRONMENTAL IMPACT:

On July 30, 2013, Agenda Item 30, the Board found this project categorically exempt from the provisions of the California Environmental Quality Act.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 50 working days. It is estimated the work will start in January 2014 and be completed in April 2014.

KA:ma

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